

UNITED STATES DISTRICT COURT  
MIDDLE DISTRICT OF PENNSYLVANIA

JEREMY BANEY, : CIVIL ACTION NO. 3:22-1033  
Petitioner : (JUDGE MANNION)  
v. :  
STEPHEN SPAULDING, :  
Respondent :

**ORDER**

In accordance with the Memorandum issued this date, **IT IS HEREBY  
ORDERED THAT:**

1. Baney's request to withdraw his petition for writ of habeas corpus (Doc. 9) is **CONSTRUED** as a motion to voluntarily dismiss this case pursuant to **Federal Rule of Civil Procedure 41(a)(2)**.
2. Baney's motion to voluntarily dismiss the above captioned action (Doc. 9) is **GRANTED**.
3. The petition (Doc. 1) for a writ of habeas corpus pursuant to **28 U.S.C. §2241** is **DISMISSED** without prejudice.
4. The Clerk of Court is directed to **CLOSE** this case.

*s/ Malachy E. Mannion*  
MALACHY E. MANNION  
United States District Judge

Dated: September 8, 2022

22-1033-01-ORDER